

Senate File 406

H-1501

1 Amend Senate File 406, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. Page 24, by striking lines 10 through 21 and
4 inserting:
5 <NEW SUBSECTION. 7. An insurance producer's duties
6 and responsibilities to an insured shall be limited to
7 the use of reasonable care, diligence, and judgment in
8 procuring the insurance requested by the insured unless
9 the insurance producer does any of the following:
10 a. Holds oneself out as an insurance specialist,
11 consultant, or counselor and receives compensation for
12 consultation and advice apart from commissions paid by
13 an insurer.
14 b. Expressly agrees with the insured to provide
15 advice or services beyond procuring insurance requested
16 by the insured.
17 c. Makes representations or statements to
18 the insured without a reasonable basis for such
19 representations or statements, and the insured
20 reasonably relies upon the representations or
21 statements to the insured's detriment.>

GARRETT of Warren